

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ISAIAH HUMPHRIES,

Plaintiff

v

THE PENNSYLVANIA STATE
UNIVERSITY; JAMES FRANKLIN;
and DAMION BARBER

Defendants

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No. 4:20-cv-00064-MWB

(The Honorable Matthew W.
Brann)

**PLAINTIFF’S RESPONSE IN OPPOSITION TO DEFENDANTS
THE PENNSYLVANIA STATE UNIVERSITY AND JAMES FRANKLIN’S
MOTION TO DISMISS PLAINTIFF’S THIRD AMENDED COMPLAINT
PURSUANT TO RULE 12(B)(6), FEDERAL RULES OF
CIVIL PROCEDURE**

PLEASE TAKE NOTICE that the plaintiff, by and through counsel, opposes the defendants’ Motion to Dismiss Plaintiff’s Third Amended Complaint Pursuant to Rule 12(b)(6), Federal Rules of Civil Procedure. In support of the response the plaintiff incorporates by reference the attached Memorandum of Law and accompanying papers.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is attached.

Respectfully submitted,

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Dated: December 4, 2020

Attorneys for Plaintiff